

BEFORE THE WEST VIRGINIA BOARD OF MEDICINE

IN RE:

CRAIG SCOTT HERRING, M.D.

CONSENT ORDER

The West Virginia Board of Medicine ("Board") and CRAIG SCOTT HERRING, M.D., ("Dr. HERRING") freely and voluntarily enter into the following Consent Order pursuant to W. Va. Code § 30-3-14, *et seq.*

FINDINGS OF FACT

1. Dr. Herring currently holds License Number 21472, which license is in an inactive status, and Dr. Herring's address of record with the Board is in Natrona Heights, Pennsylvania.
2. In August 2009, Dr. Herring requested that his inactive license to practice medicine and surgery in the State of West Virginia be converted to active status, and in the course of submitting documents in support of such licensure, it became evident that Dr. Herring had provided false information on his Application for Change of Status of Medical License and on prior license renewal applications submitted, when he attested to his completion of the mandatory two (2) hours of continuing medical education coursework in the subject of end-of-life care, including pain management.

3. Dr. Herring meets the requirements for active licensure under the West Virginia Medical Practice Act, as he acquired continuing education hours in end-of-life care including pain management on September 3, 2009, but for him to receive activation of his license without an appropriate condition and limitation upon his active license, under all the circumstances of this case, could adversely affect the health and welfare of patients.

CONCLUSIONS OF LAW

1. Probable cause exists to deny Dr. Herring an active license to practice medicine and surgery in this State due to the provisions of W. Va. Code § 30-3-14(c)(17) and 11 CSR 1A 12.1(a), relating to presenting false statements in connection with an application for a license.

2. The Board determined that under all of the circumstances it is appropriate to grant Dr. Herring an active license to practice medicine and surgery in the State of West Virginia, provided he agrees to this action against his license.

3. It is appropriate to waive the commencement of proceedings against Dr. Herring and to proceed without the filing of formal charges in a Complaint and Notice of Hearing, provided he complies with the condition and limitation set forth herein.

CONSENT

CRAIG SCOTT HERRING, M.D., by affixing his signature hereon, agrees solely and exclusively for purposes of this agreement and the entry of the Order

provided for and stated herein, and proceedings conducted in accordance with this Order to the following:

1. Dr. Herring acknowledges that he is fully aware that, without his consent, no permanent legal action may be taken against him except after a hearing held in accordance with W. Va. Code § 30-3-14(h) and §29A-5-1, *et seq.*;

2. Dr. Herring acknowledges that he has the following rights, among others: the right to a formal hearing before the West Virginia Board of Medicine, the right to reasonable notice of said hearing, the right to be represented by counsel at his own expense, and the right to cross-examine witnesses against him;

3. Dr. Herring waives all rights to such a hearing;

4. Dr. Herring consents to the entry of this Order relative to his practice of medicine in the State of West Virginia; and,

5. Dr. Herring understands that this Order is considered public information.

ORDER

WHEREFORE, on the basis of the foregoing Findings of Fact and Conclusions of Law of the Board, and on the basis of the consent of Dr. Herring, the West Virginia Board of Medicine hereby **ORDERS** as follows:


1. Dr. Herring is granted **ACTIVE** status for his currently inactive license to practice medicine and surgery in the State of West Virginia, License Number 21472, effective upon date of entry of this Consent Order.

2. Dr. Herring shall pay three-hundred dollars (\$300) for providing false information to the Board on applications submitted to the Board, as set forth in the Findings of Fact of this Consent Order.


3. On or before October 15, 2009, Dr. Herring shall pay to the Board three-hundred dollars (\$300), two-hundred dollars (\$200) of which is designated a fine for his deficiency of two (2) hours of continuing education in end-of-life care including pain management during the required period, one-hundred dollars (\$100) of which is designated administrative costs, the receipt of which three-hundred dollars (\$300) is acknowledged by the signatures of the President and Secretary hereon.

The foregoing was entered this 13th day of October, 2009.

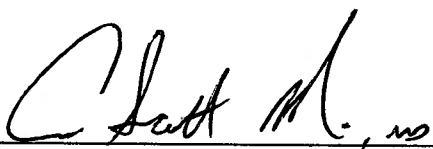
WEST VIRGINIA BOARD OF MEDICINE



John A. Wade, Jr., M.D.
President



Catherine Slemp, M.D., M.P.H.
Secretary



Craig Scott Herring, M.D.

Date: 9/29/09

STATE OF Pennsylvania

COUNTY OF Armstrong, to-wit:

I, Linda M. Thompson, a Notary Public for said county and state do hereby certify that CRAIG SCOTT HERRING, M.D., whose name is signed on the previous page has this day acknowledged the same before me.

Given under my hand this 29th day of September, 2009.

My Commission expires 9-5-2010.

Linda M. Thompson
Notary Public

NOTARIAL SEAL Linda M. Thompson, Notary Public East Franklin Township, Armstrong County My commission expires September 05, 2010
